

## DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR §1.63)

## AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

The specification of this subject matter:

My correct residence, post office address and citizenship are stated below next to my name.

I/We believe I am/we are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## "A SEMICONDUCTOR STRUCTURE FOR USE IN THE NEAR INFRARED REGION AND A METHOD OF MANUFACTURING THIS SEMICONDUCTOR STRUCTURE"

	_	is attached he	ereto.				
	X	was filed on					
		was assigned	serial No.				
		which was am	nended on		<del></del> •		
application, indexed on the definition of the de	cluding the that the hereof, of more that states of or made reign to this more tion) prior	e claims, as an claimed invent r patented or can one year priest the subject of the United State to this application.	nended by any a ion was ever kn described in any or to this applicathan one year prant an inventor's cees of America o onths (for a utition.	amendment( own or used printed pub- ation, that the for to this ap- ertificate issu n an applica lity patent a	s) referred to in the United lication in an estate was in polication, and the defended by red before the polication) or	above. d States y country not in pu d that the e date o me or m r six mo	ve-identified patent I do not know and of America before y before my inven- iblic use or on sale e invention has not f this application in y legal representa- inths (for a design
		the duty to disc 37 C.F.R. §1.5		which is ma	aterial to the e	examina	tion of this applica-
for patent or in	nventor's	certificate liste	ed below and ha	ave also idei	ntified below	any fore	reign application(s) eign application for priority is claimed.
Prior Foreign A	Applicatio	<u>n(s)</u>					Priority Claimed
Number	Country	<b>y</b> .	Month/Day/Ye	ear Filed	Yes	No	
02 026 698.7	Europe	an Patent Appl	ication	Novembe	er 29, 2002		X

Application Number	Filing Date	,
A salination Number	Filing Date	
Application Number	rining Date	

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in these prior United States application(s) in the manner provided by 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.	Filing Date	Status (Issued, Pending, Abandoned)			
Application No.	Filing Date	Status (Issued, Pending, Abandoned)			
Application No.	Filing Date	Status (Issued, Pending, Abandoned)			

## I hereby appoint:

Kenneth D'Alessandro, Reg. No. 29,144; Timothy Brisson, Reg. No.: 44,046; Andrew D. Gathy, Reg. No. 46,441; Nicole E. Coppes-Gathy, Reg. No. 46,640; John W. Crosby, Reg. No. 49,058; William P. Wilbar, Reg. No. 43,265; and all Registered Attorneys and Registered Agents of Sierra Patent Group, Ltd. as attorneys of record with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Please send all correspondence and direct all telephone calls to:

Andrew D. Gathy Customer No. 28661 Sierra Patent Group, Ltd. P.O. Box 6149 Stateline, NV 89449 Telephone (775) 586-9500

I, the undersigned, declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

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I, the undersigned, declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

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